



JANUARY 10-14, 2000 ST. LOUIS, MISSOURI

Roger L. Wollman, Chief Judge - Sioux Falls, SD

Circuit Judges in Active Service

**Theodore McMillian - St. Louis, MO
Richard S. Arnold - Little Rock, AR
Pasco M. Bowman - Kansas City, MO
C. Arlen Beam - Lincoln, NE**

**James B. Loken - Minneapolis, MN
David R. Hansen - Cedar Rapids, IA
Morris S. Arnold - Little Rock, AR
Diana E. Murphy - Minneapolis, MN**

Circuit Judges Who Have Taken Senior Status

**Floyd R. Gibson - Kansas City, MO
Donald P. Lay - St. Paul, MN
Gerald W. Heaney - Duluth, MN
Myron H. Bright - Fargo, ND
Donald R. Ross - Omaha, NE
John R. Gibson - Kansas City, MO
George G. Fagg - Des Moines, IA
Frank J. Magill - Fargo, ND**

NOTICE TO ALL COUNSEL

Please review the *entire* calendar carefully. You may have more than one case scheduled for argument.

The cases which are listed for argument will be heard in St. Louis, Missouri, at the United States Court House, 1114 Market Street. Please check the calendar carefully for the starting time for your day and division.

Counsel who participate in oral argument should report to the Clerk's office, Room 511, 30 minutes before Court convenes. Counsel are advised that they may not waive or split oral argument without prior leave of court. Only one attorney is normally permitted to present an argument for a party. Appearance forms of counsel, if not previously submitted, must be completed and immediately forwarded to this office. Each attorney who presents oral argument must be admitted to the Eighth Circuit Bar unless appointed to represent a party proceeding in forma pauperis.

The time allotted for each side's argument is noted beside each case. Counsel are advised to comply with the time limitations which are set by the Court.

Cases that are designated as NO ARG will be submitted to the Court on the briefs and record without oral argument. Counsel are not required to appear before the Court for cases designated NO ARG.

Michael E. Gans
Clerk of Court

***Denotes Visiting Judge**

The Honorable Donald D. Alsop
United States Senior District Judge
St. Paul, Minnesota

The Honorable Michael J. Melloy
United States Chief District Judge
Cedar Rapids, Iowa

DIVISION I

MONDAY, JANUARY 10, 2000, BEGINNING AT 9:00 A.M. BEFORE JUDGES WOLLMAN, M. ARNOLD, MURPHY

KAS

- | | | | |
|----|-----------|---|---------|
| 1. | 99-2376NE | Entergy, Arkansas, Inc., etc., et al. v. State of Nebraska, et al. | 30 |
| 2. | 98-4005WM | Vicki Grabinski v. Blue Springs Ford Sales, Inc., et al. | |
| | 98-4210WM | Vicki Grabinski v. Blue Springs Ford Sales, Inc., et al. | 15 |
| 3. | 99-2195WM | Bankcard Systems, Inc., et al. v. Miller/Overfelt, Inc., etc., et al. | 10 |
| 4. | 99-3903WM | Tracie Park v. The Forest Service of the United States of America | 15 |
| | 99-1529WA | Carol Broadus v. O.K. Industries, Inc. | REMOVED |
| 5. | 99-2321EM | Margaret A. Walker v. Missouri Department of Corrections | 10 |

BEGINNING AT 1:30 P.M. BEFORE JUDGES R. ARNOLD, HANSEN, *MELLOY

98-2549EM	United States v. Billie Jerome Allen		
98-2984EM	United States v. Norris G. Holder	Allen	30
		Holder	30
		United States	45

DIVISION I

TUESDAY, JANUARY 11, 2000, BEGINNING AT 9:00 A.M. BEFORE JUDGES WOLLMAN, F. GIBSON, MURPHY

DMH

- | | | | |
|----|-----------|--|---------------|
| 1. | 99-2651NI | United States v. Scott Plumley | |
| | 99-2997NI | United States v. Jeremy Thomas Kaune | 15 |
| 2. | 99-2939SI | United States v. Efrain Campa-Fabela, etc. | 15 |
| 3. | 98-3905WM | United States v. Brian K. Thompson, etc. | 15 |
| | 99-2280EA | United States v. Chad Adkins | NO ARG |
| | 99-3160NE | United States v. Damion T. Johnson | NO ARG |
| 4. | 99-2357EM | United States v. Kevin A. Taylor | 10 |
| 5. | 99-2657NI | United States v. Larry Jackson, Jr. | 15 |

BEGINNING AT 1:30 P.M. BEFORE JUDGES WOLLMAN, BOWMAN, HANSEN

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| 99-2334EM | Michael Cuffley, et al. v. Joe Mickes, etc., et al. | |
| 99-2501EM | Michael Cuffley, et al. v. Joe Mickes, etc., et al. | 20 |

DIVISION I

WEDNESDAY, JANUARY 12, 2000, BEGINNING AT 9:00 A.M. BEFORE JUDGES WOLLMAN, M. ARNOLD, MURPHY

BWB

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|----|------------------------|--|---------------|
| 1. | 99-2268NE | Great Plains Coop v. Commodity Futures
Trading Commission | 15 |
| 2. | 99-1225SI
99-1673SI | United States v. Dale Lynn Ryan
United States v. Dale Lynn Ryan | 20 |
| | 99-2713EA | United States v. Charles Gibbon | NO ARG |
| 3. | 99-1109EM | Merrill Arnes Jacobs v. Dave Dormire | 15 |
| 4. | 99-1928EA | Harrison Jolly v. John Knudsen, et al. | 10 |

THURSDAY, JANUARY 13, 2000, BEGINNING AT 9:00 A.M. BEFORE JUDGES WOLLMAN, F. GIBSON, M. ARNOLD

PAW

- | | | | |
|----|------------------------|---|----|
| 1. | 98-4167WM
98-4168WM | Helen Havrum v. United States
Helen Havrum v. United States | 20 |
| 2. | 98-2097WM | Mark E. Graham v. Dave Dormire, etc. | 15 |
| 3. | 99-2486EM | Troynell Thomas v. Michael Bowersox | 15 |
| 4. | 99-2087WA | Diane Bailey v. United States Postal Service, et al. | 10 |
| 5. | 98-4178WM | Anthony McReynolds v. Mike Kemna, etc. | 15 |
| 6. | 99-1857EA | James Carolton Newton v. Ryder Transportation
Services, Inc. | 10 |

BEGINNING AT 1:30 P.M. BEFORE JUDGES WOLLMAN, R. ARNOLD, BEAM

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|-----------|--|---------------|
| 98-1074EM | Jack Babcock, et al. v. Carl White, etc., et al. | NO ARG |
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DIVISION I

****EN BANC SESSION****

FRIDAY, JANUARY 14, 2000, BEGINNING AT 8:30 A.M.

**BEFORE JUDGES WOLLMAN, MCMILLIAN, R. ARNOLD,
J. GIBSON, BOWMAN, BEAM, LOKEN, HANSEN,
M. ARNOLD, MURPHY**

			DMS	
1.	98-1732WM	S.S., etc. v. Michelle McMullen, et al.		20

**BEFORE JUDGES WOLLMAN, HEANEY, MCMILLIAN,
R. ARNOLD, BOWMAN, BEAM, LOKEN,
HANSEN, M. ARNOLD, MURPHY**

2.	98-2839MN	United States v. Benjamin Matthew Logan, etc.		20
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**BEFORE JUDGES WOLLMAN, MCMILLIAN, R. ARNOLD,
BOWMAN, BEAM, LOKEN, HANSEN,
M. ARNOLD, MURPHY**

3.	98-1830EA	Jim C., etc., et al. v. Arkansas Department of Education		20
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DIVISION II

MONDAY, JANUARY 10, 2000, BEGINNING AT 9:00 A.M. BEFORE JUDGES R. ARNOLD, FAGG, HANSEN

			JPP
1.	99-2670EA	David Dewayne Johnson v. Larry Norris, etc.	20
2.	99-2358SI	Roeles Ortiz v. United States	
	99-2360SI	Sean Demarco Stone v. United States	
	99-2413SI	Eric Gabriel Ortiz v. United States	15
	99-2462SI	Ramon Ortiz, Jr. v. United States	NO ARG
3.	99-1925EM	In Re Arbitration Between Dow Corning Corporation v. Safety National Casualty Corporation	15
4.	99-2066EA	Song Cha Flannery, et al. v. Dennis Hyde, etc., et al.	15
5.	99-2242NE	Debbie Keslar, et al. v. Bryce Bartu, etc., et al.	10
6.	99-3157WM	United States v. Marcus McIntosh	10

TUESDAY, JANUARY 11, 2000, BEGINNING AT 9:00 A.M. BEFORE JUDGES R. ARNOLD, FAGG, HANSEN

			KMS
1.	99-2102NE	United States v. Hamedah A. Hasan, etc.	15
2.	99-1976SI	United States v. Robert C. Enriquez	
	99-3125SI	United States v. Robert C. Enriquez	15
3.	99-1378WM	United States v. Samuel Sterling Shepard, etc.	10
4.	98-4017SD	United States v. Harold Voice	15
5.	99-2449EA	United States v. Steve Block	15
6.	99-3263SI	United States v. Oladipo Olusegun Smith	10
7.	99-2301SI	United States v. Gerald Porter	10

DIVISION II

WEDNESDAY, JANUARY 12, 2000, BEGINNING AT 9:00 A.M. BEFORE JUDGES BOWMAN, F. GIBSON, LOKEN

			SRD
1.	99-1750EM	Margaret Lowry v. McDonnell Douglas Corporation	
	99-1805EM	Margaret Lowry v. McDonnell Douglas Corporation	20
2.	99-1943EA	Patricia Manson v. Little Rock Newspapers, Inc., etc.	15
3.	99-1657NI	Gail Brookins, etc., et al. v. International Motor Contest Association, etc., et al.	20
4.	98-3329SI	Warren Allen Dittrich v. United States	15
5.	99-2224WA	Robert Wilson v. David Spain, et al.	15
6.	99-2500WM	Rosalie A. Deckard v. Kenneth S. Apfel, etc.	10

THURSDAY, JANUARY 13, 2000, BEGINNING AT 9:00 A.M. BEFORE JUDGES R. ARNOLD, BRIGHT, HANSEN

			YML
1.	99-2170EM	Kathleen Burds, et al. v. Union Pacific Corporation, et al.	20
2.	98-4202WM	Ricky E. Ferdinand v. Dave Dormire, etc., et al.	10
3.	99-2105EM	The Prudential Insurance Company v. John Doe, etc.	15
4.	99-1876EA	Jerry K. Latture v. Remington Arms Company, Inc., etc.	15
5.	99-2495SI	Rick Dwayne Nebinger, Sr. v. John Ault, etc., et al.	15
6.	99-2382WA	Juanita Caldwell v. Holland of Texas, Incorporated, etc.	10

DIVISION II

**THERE WILL BE NO ARGUMENTS IN DIVISION II
ON FRIDAY, JANUARY 14, 2000 DUE TO THE
EN BANC SESSION IN DIVISION I**

DIVISION III

MONDAY, JANUARY 10, 2000, BEGINNING AT 9:00 A.M. BEFORE JUDGES BOWMAN, LOKEN, *ALSOP

			LLB
1.	99-2718NE	John Dame v. First National Bank of Omaha, etc., et al.	20
2.	99-1913EM	Chicago Truck Drivers Helpers & Warehouse Workers Union Pension Fund, etc., et al. v. Brotherhood Labor Leasing, etc., et al.	15
3.	99-1899EA	Marilyn Kitts v. Kenneth S. Apfel, etc.	15
4.	99-2433EM	Ronald Thompson, etc. v. Gencare Health Systems, Inc., etc.	15
5.	99-2144EA	Eugene Herring v. The Canada Life Assurance Company	15
6.	99-2138NI	Wayne Newton, et al. v. Tyson Foods, Inc., et al.	15

TUESDAY, JANUARY 11, 2000, BEGINNING AT 9:00 A.M. BEFORE JUDGES BOWMAN, LOKEN, *ALSOP

			TAB
1.	98-3943NE	United States v. Ben Cafaro	15
2.	99-3368EM	United States v. George H. Butler, Jr.	10
3.	99-2940EM	United States v. Gerald R. Carroll	15
4.	99-2281EM	United States v. Grant Armin Berry	15
5.	99-2460NI	United States v. Gary O'Dell	10
6.	99-2531EM	United States v. William Patrick Griffin	10
7.	99-2583WM 99-2586WM	United States v. David Novak United States v. David Novak	10

DIVISION III

WEDNESDAY, JANUARY 12, 2000, BEGINNING AT 9:00 A.M. BEFORE JUDGES HANSEN, BRIGHT, FAGG

			NJD
1.	99-2238WM	Juantia Embry, et al. v. Bob Lewis, etc., et al.	20
2.	99-2408WM	Richard W. Caw v. Kenneth S. Apfel, etc.	15
3.	99-1952WM	In re: Inter-City Beverage Co., Inc., et al., Debtors Coors Brewing Co. v. Inter-City Beverage Co., Inc., et al.	20
4.	99-1551WM	The People of the State of Missouri, etc., et al. v. Harrah's - North Kansas City Corporation, etc., et al.	15
5.	99-2226EM	Alexander Jones v. McDonnell Douglas Corporation	15
6.	99-2538NI	Iowa Management & Consultants, Inc. v. Sac & Fox Tribe of the Mississippi in Iowa, Meskawaki Nation	10

THURSDAY, JANUARY 13, 2000, BEGINNING AT 9:00 A.M. BEFORE JUDGES BOWMAN, FAGG, LOKEN

			DGH
1.	99-2572EA	United States v. Jim Guy Tucker	15
2.	99-1888NI	Tralon Corp., et al. v. Cedarapids, Inc.	20
3.	99-2092EM	Ronald L. Lester v. Wildwood Financial Group, Ltd., etc., et al.	15
4.	99-1901NE	Robert M. Jordan v. Dan Weddle, etc.	15
5.	99-2320WM	Beverly Ryan Deering v. Louis Caldera, etc.	10
6.	99-3483EA	United States v. Timothy Paul McCoy	10

DIVISION III

**THERE WILL BE NO ARGUMENTS IN DIVISION III
ON FRIDAY, JANUARY 14, 2000 DUE TO THE
EN BANC SESSION IN DIVISION I**